



MURIEL GOODE-TRUFANT
Corporation Counsel

THE CITY OF NEW YORK
LAW DEPARTMENT
100 CHURCH STREET
NEW YORK, N.Y. 10007

BAILEY FORCIER
Assistant Corporation Counsel
Phone: (212) 356-5054
Fax: (212) 356-3509
bforcier@law.nyc.gov

February 25, 2025

BY ECF

Honorable Katharine H. Parker
United States Magistrate Judge
United States District Court
Southern District of New York
40 Foley Square
New York, New York 10007

Re: Damian Milhouse v. City of New York, et al.,
24 Civ. 00611 (LAK) (KHP)

Your Honor:

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: <u>02/25/2025</u>

MEMO ENDORSED

I represent defendants the City of New York, DOC Correction Officers Jose Pichardo and Edlee Jordan, and DOC Captain Andrei Blake in the above-referenced matter. Defendants write to respectfully request that the March 5, 2025 settlement conference be adjourned *sine die*. Plaintiff does not consent to this request.

By way of background, on January 23, 2025, the Court held a case management conference. (See Docket Entries dated January 23, 2025). At that conference, the Court and the parties discussed a potential settlement conference. (*Id.*) Further, counsel for defendants informed the Court that they would file a letter before any settlement conference informing the Court whether such a conference would be productive. The Court thereafter scheduled a settlement conference for March 5, 2025 and directed the parties to submit pre-conference submissions to the Court by February 26, 2025. (ECF No. 38).

Defendants have marked this case “no pay” and intend to file a fully dispositive motion for summary judgment following the close of discovery. Accordingly, defendants respectfully submit that a settlement conference would not be productive and, therefore, respectfully request that the March 5, 2025 settlement conference be adjourned *sine die*.

Defendants thank the Court for its time and consideration herein.

Respectfully submitted,

/s/ Bailey Forcier

Bailey Forcier

Assistant Corporation Counsel

Special Federal Litigation Division

cc: Via ECF
All counsel of record

APPLICATION GRANTED: The Settlement Conference scheduled for March 5, 2025 is hereby adjourned sine die. A Case Management Conference in this matter will now be held on Wednesday, March 5, 2025 at 2:00 p.m. in Courtroom 17-D, United States Courthouse, 500 Pearl Street, New York, New York.

APPLICATION GRANTED

Katharine H. Parker

Hon. Katharine H. Parker, U.S.M.J.

02/25/2025